

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 LUCIA COVARRUBIAS, MARIA DE  
4 JESUS RODRIGUEZ, and ESTATE OF  
5 OSCAR ALFREDO AYALA, individually  
and as assignees of PABLO C. TORRES-  
ESPARZA,

6 Plaintiffs,

7 v.

8 KEY INSURANCE COMPANY,

9 Defendant

Case No.: 2:23-cv-00291-APG-DJA

**Order Rejecting Proposed Joint Pretrial  
Order**

[ECF No. 39]

10 The parties' proposed Joint Pretrial Order (ECF No. 39) does not comply with Local  
11 Rules 16-3 and 16-4. The parties stipulate into evidence 154 of the plaintiffs' exhibits and 41 of  
12 Key Insurance Company's exhibits. ECF No. 39 at 18-31. I applaud the parties for working  
13 together on that. However, the parties' stipulation of admitted exhibits also includes the  
14 following categories:

15 All exhibits listed by any other party to this litigation.

16 All documents identified during discovery in this litigation.

17 All pleadings filed in the case.

18 All responses to any Interrogatories and/or Request for Admissions by any Defendant in  
19 this litigation.

20 All depositions including exhibits.

21 Rebuttal and/or impeachment documents.

22 *Id.* at 28. These proposed exhibits are not sufficiently identified. Local Rule 16-3(b)(8) requires  
23 parties' trial exhibit lists to "describe the exhibits sufficiently for ready identification . . . ."

1 Moreover, the stipulation to admit “[a]ll depositions” conflicts with the parties’ designation of  
2 far fewer deposition transcripts later in their proposed order. *See id.* at 41-52.

3 Key Insurance objects to scores of the plaintiffs’ proposed exhibits, but does not  
4 designate which objection applies to which proposed exhibit. *Id.* at 32-41. Each objection must  
5 be tied to each exhibit so I know how to rule on them. LR 16-3(b)(8)(B).

6 The plaintiffs’ witness list includes “[a]ll witnesses identified during discovery and or  
7 deposed during discovery of this litigation.” ECF No. 39 at 54. This attempt to reserve the right  
8 to call almost anyone at trial violates Local Rule 16-3(b)(12) and makes it impossible for Key  
9 Insurance’s counsel to fully prepare for cross-examination at trial.

10 Key Insurance does not list any trial witnesses. *Id.* at 54. If that is intentional, Key  
11 Insurance will not be allowed to call any witnesses at trial.

12 The parties’ objections to deposition transcripts fail to identify the pages and lines to  
13 which each objection applies. *Id.* at 51-52. This makes it difficult, if not impossible, to rule on  
14 this objections. I also remind the parties that objections to the form of deposition questions are  
15 generally waived if not timely made during the deposition. Fed. R. Civ. P. 32(d)(3).

16 I THEREFORE ORDER that the parties’ Joint Pretrial Order (ECF No. 39) is  
17 **REJECTED**. The parties will confer as required in Local Rule 16-3 to resolve the defects  
18 pointed out above and submit a new proposed Joint Pretrial Order that complies with Local  
19 Rules 16-3 and 16-4 by February 28, 2025.

20 DATED this 14th day of February, 2025.

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ANDREW P. GORDON  
CHIEF UNITED STATES DISTRICT JUDGE